

ILLEGAL STREET RACING GENERAL INFORMATION

VC 23109(a) Speed Contest	CUSTODY Min / Max			FINES* Min / Max		CDL Susp-Restr
1 st time offender	24 hrs.	90 days	and / or	\$355	\$1,000	90d - 6 mos.
prior w/in 5 yrs	4 days	6 mos.	and	\$500	\$1,000	6 mos.
VC 23109(c) Exhibition of Speed	CUSTODY Min / Max			FINES* Min / Max		CDL Susp-Restr
Any offender	--	90 days	and / or	--	\$500	--

Typical sentence – ISS-3, VNL, fines, 6-mo CDL restr; Traffic School, plus 30-day impound (at time of arrest)

Cases Prosecuted for VC 23109(a), Illegal Speed Contest

147	-	1999 violations
161	-	2000 violation
290	-	2001 violations
155	-	2002 violations
15	-	1 st Quarter, 2003

October 2000: Street closure ordinance, SDMC § 52.5104 (Max 6 mos. jail and \$1,000)

- Misdemeanor to drive, stop, park a vehicle or be a pedestrian at designated street or adjacent sidewalk.
- 9100 - 9400 Trade Place closed weekends (9pm-5am Fri and Sat; 9pm-4am Sun)

Racing-related fatalities termed “epidemic”

SDPD Stats for Speed Contest Related Death & Injury Collisions (2002)		Deaths	Injuries
City of San Diego	City streets w/in City	8	16
All Others	County streets and City & County highways	6	15
Total		14	31

35% of vehicle occupant fatalities on City streets were speed contest related.

October 2002: Spectator ordinance, SDMC § 52.5203 (Max 6 mos. jail and \$1,000)

- Misdemeanor to be spectator at illegal speed contest or exhibition of speed or where preparations are being made for those illegal activities.
- Similar ordinances in other jurisdictions: City of LA, County of LA, City of Ontario, City of Lemon Grove
- First enforcement detail March 2003, thirteen spectators arrested.

April 2003: Nuisance Abatement Vehicle Forfeiture Ordinance, SDMC § 52.5303

- 1) Vehicle used in violation of VC 23109(a) or (c), and
- 2) Driver or passenger is R/O; or Driver or passenger is member of R/O's immediate family; or Driver or passenger lives at same address as R/O; or Driver or passenger has a prior contact in vehicle, and
- 3) Driver or passenger who is R/O has prior conviction for any of the following driving offenses:
 - VC 2800.2(a), [M/F] reckless evading; or
 - VC 23104(a), [M/F] reckless w/injury; or
 - VC 2800.1(a) or (b), [M] evading police; or
 - VC 23103(a) or (b), [M] reckless driving; or
 - VC 23109(a) or (c), [M] speed contest or exhibition of speed; or
 - VC 22348(b), [I] speed 100+ mph